

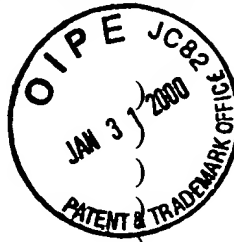
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Raymond McIntyre et al.

Serial No.: 09/379,439

Filed: August 23, 1999

For: METHOD AND APPARATUS FOR
PRODUCING RADIOACTIVE
MATERIALS FOR MEDICAL
TREATMENT USING X-RAYS
PRODUCED BY AN ELECTRON
ACCELERATOR



Group Art Unit: 2876

Examiner: Not assigned

San Diego, California 92101
January 24, 2000

Box MISSING PARTS
Assistant Commissioner For Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir:

This paper is submitted in response to the Notice to File Missing Parts issued by the U.S. Patent and Trademark Office on September 9, 1999 in connection with the above-identified application. The attached Request of Extension of Time extends time for response to this Notice until February 9, 2000. Accordingly, this response is timely filed.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to: Box MISSING PARTS, Assistant Commissioner For Patents, Washington, D. C. 20231.

Date: January 24, 2000

Christine Buschbacher

Christine Buschbacher

Void date: 02/03/2000 CCETIN
02/03/2000 CCETIN 00000091 020410 09379439
02 FC:122 -130.00 UP

02/03/2000 CCETIN 00000091 020410 09379439

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-130.00 UP

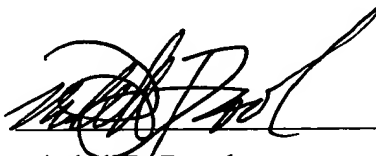
Applicant submits herewith the following documents:

- ☒ 1. Combined Declaration and Power of Attorney signed by each of the inventors, except the non-cooperating inventor
- ☒ 2. Petition under 37 C.F.R. §1.47
Attachment A - Declaration of Bradford L. Friedman
Attachment B - Certified Letter and Domestic Return Receipt
Attachment C - Declaration For Patent Application
- ☒ 3. Copy of the Notice to File Missing Parts
- ☒ 4. Check number 61721 for \$870.00 as extension fee
- ☒ 5. Check number 61541 for \$130.00 as surcharge fee

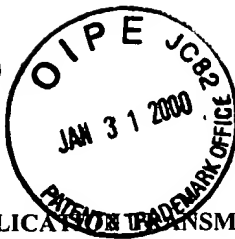
CONCLUSION

In the unlikely event that the transmittal letter is separated from this document and/or the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 02-0410 of Baker & McKenzie.

Respectfully submitted,



Mitchell P. Brook
Attorney for Applicant
Reg. No. 32,967
c/o BAKER & MCKENZIE
101 West Broadway, 12th Floor
San Diego, California 92101
Tel.: (619) 235-1441



UTILITY PATENT APPLICATION TRANSMITTAL and FEE TRANSMITTAL

Inventor(s) : Raymond McIntyre et al.
Serial No. : 09/379,439
Filed : August 23, 1999
For: : METHOD AND APPARATUS FOR PRODUCING RADIOACTIVE
MATERIALS FOR MEDICAL TREATMENT USING X-RAYS
PRODUCED BY AN ELECTRONIC ACCELERATOR

Box MISSING PARTS
ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith is:

- ☒ Declaration and Power of Attorney
- ☒ Petition under 37 C.F.R. 1.47
- ☒ Attachment A- Declaration of Bradford L. Friedman
- ☒ Attachment B- Certified Letter and Domestic Return Receipt
- ☒ Attachment C- Declaration and Power of Attorney
- ☒ Postcard

- ☒ Check Number 61721 in the amount of \$870.00 is enclosed for the extension fee.
- ☒ Check Number 61541 in the amount of \$130.00 is enclosed for the filing fee.

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-0410 of Baker & McKenzie.

A duplicate copy of this sheet is enclosed.

- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

- ☐ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 02-0410. A duplicate copy of this sheet is enclosed.

- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
- ☐ Any filing fees under CFR 1.16 for presentation or extra claims.

Respectfully submitted,

Mitchell P. Brook

Registration No. 32,967

c/o BAKER & MCKENZIE
101 West Broadway, 12th Floor
San Diego, California 92101
(619) 236-1441



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/379,439 08/23/99 MCINTYRE R 10070-1003

0222/0909

BAKER & MCKENZIE
101 WEST BROADWAY
12TH FLOOR
SAN DIEGO CA 92101

NOT ASSIGNED

2876

DATE MAILED:

09/09/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date-Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 160.

- ☐ 1. The statutory basic filing fee is:
- ☐ missing.
 - ☐ insufficient.
- Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☐ 2. The following additional claims fees are due:
- \$ _____ for _____ total claims over 20.
 - \$ _____ for _____ independent claims over 3.
 - \$ _____ for multiple dependent claim surcharge.
- Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☒ 3. The oath or declaration:
- ☐ is missing or unsigned.
 - ☐ does not cover the newly submitted items.
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

Void after 02/03/2000 CCETIN 00000091 020410 09379439
02/03/2000 CCETIN 00000091 020410 09379439
02 FC:105 130.00 CR

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02 FC:105 130.00 CR

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application was filed in a language other than English.
- Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

02/03/2000 CCETIN 00000092 020410 09379439
02 FC:105 130.00 OP

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